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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

v.

CHRISTOPHER PEREZ-RODRIGUEZ,

Defendant.

Case No. 2:22-cr-00033-RFB-NJK

**STIPULATION TO CONTINUE
SENTENCING HEARING (FIRST
REQUEST)**

IT IS HEREBY STIPULATED AND AGREED, by and between Jason M. Frierson, United States Attorney, and Melanee Smith, Assistant United States Attorney, counsel for Plaintiff the United States of America, and Benjamin Nadig, counsel for Christopher Perez-Rodriguez, that the sentencing hearing scheduled for the 22nd day of March, 2024, be vacated and set to a date and time convenient to this Court, but no sooner than 30 (30) days.

The Stipulation is entered into for the following reasons:

1. Defense counsel needs additional time to explore all factors relevant effectively and thoroughly to Mr. Perez-Rodriguez's sentencing and mitigation presentation in general, and to complete a thorough sentencing memorandum for this Court's consideration.
2. The Defendant is currently in custody at the Nevada Southern Detention Center and does not object to the continuance.
3. The additional time requested herein is not sought for purposes of delay.

4. All parties agree to the continuance.

5. This is the first stipulation to continue sentencing.

6. The additional time requested by this stipulation is reasonable pursuant to Fed. R. Crim. P. 32(b)(2), which states that the “court may, for good cause, change any time limits prescribed [for sentencing] in this rule.” Furthermore, a delay in sentencing does not implicate or undermine the defendant’s speedy trial rights under the United States Constitution, which terminated upon conviction. *See Betterman v. Montana*, 136 S.Ct. 1609, 1617-18 (2016).

7. Additionally, denial of this request for continuance could result in a miscarriage of justice.

DATED this 20th day of March, 2024.

Law Offices of Benjamin Nadig, Chtd.

By: /s/ Benjamin Nadig
BENJAMIN NADIG, ESQ.
Attorney for Defendant
Christopher Perez-Rodriguez

By: /s/ Melanee Smith
MELANEE SMITH, ESQ.
Assistant United States Attorney

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

v.

CHRISTOPHER PEREZ-RODIRGUEZ,

Defendant.

Case No. 2:22-cr-00033-RFB-NJK

ORDER

ORDER

Based on the pending Stipulation of counsel, and good cause appearing therefore, the Court finds that:

1. Defense counsel needs additional time to explore all factors relevant effectively and thoroughly to Mr. Perez-Rodriguez's sentencing and mitigation presentation in general, and to complete a thorough sentencing memorandum for this Court's consideration.

2. The Defendant is currently in custody at the Nevada Southern Detention Center and does not object to the continuance.

3. The additional time requested herein is not sought for purposes of delay.

4. All parties agree to the continuance.

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1 7. Additionally, denial of this request for continuance could result in a miscarriage
2 of justice.

3 IT IS FURTHER ORDERED that the Sentencing Hearing currently scheduled for the
4 22nd day of March 2024, at the hour of 1:00 p.m., be vacated and continued to April 23,
5 2024 at 9:00 a.m.

A handwritten signature in black ink, appearing to be 'R. Bouleware', written over a horizontal line.

HONORABLE RICHARD F. BOULEWARE
UNITED STATES DISTRICT JUDGE